

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

CARLOS ABREU

: 14 CV 6599 L

PLAINTIFF

V.S.

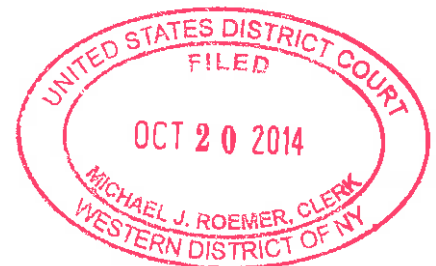
INMATE CIVIL
RIGHT COMPLAINT
PURSUANT TO
42 USC § 1983

Civil no _____

CASE no _____

JURY TRIAL
DEMANDED

KEVIN J. BROWN;
EDWARD MEYER;
JEFFREY KEENAN;
MICHAEL LUCAS;
JACK MEARA;
DANYELLE HODGES;
JOHN LEMPKE;
ELIZABETH BLAKE;
MICHELLE AMBROSOLI;
PAULA BOZER;
ROSALYN KILLINGER;
ALFREDO KUA;
STANLEY BUKOWSKI;
NICOLE FINK;
EILEEN FUCINA;
STEVE FURLANI;
SARAH GODFREY;
TIMOTHY GORNY;
JOEL GROSEN;
NICOLE HEARY;
MICHAEL A. HILL;
SCOTT LEUTHE;
JACQUELINE LEVITT;
LESLIE LISSON;
DANIELLE PARKER;
JENNIFER RIVERA;
JENNIFER HAGGERTY;
ARNOLD ROBINSON;



PAMELA BORDINORO
SUSAN SCHUMACHER
MARGARET STIRK
DEBRA STUBRUSZ
DIANE TOPOREK
DENNIS WAHR
LARRY WIZYKOWSKY
STEPHANIE ROMAN
ROBERT SKUBIS
JEFFREY MAYER
LAURA SOWA
DARRIN MCGUIRE
ALAN HERLZIK
TAYLOR ROBERTS
LATASHA JOHNSON
TED JENTZ
DEAN MORRIS
LEWIS URBAN
ANTHONY J. ANNUCCI, COUNSELOR MR VASQUEZ
JOSEPH BELLNIER, DIRECTOR OF NURSE NEAL
ALBERT PRACK, C.O. SIMMONS
ROBERT HAMILTON, C.O. WILSON
HOPE OBERTEAN, SGT. EVANS
SHAWN HYLAND, STEPHEN ASH
JOHN DOR 1; CARL KOENIGSMANN
JOHN DOR 2, AND NURSE VOIMER

DEFENDANTS

PLAINTIFF, CARLOS ABREU ('ABREU' OR 'PLAINTIFF'
UPON PERSONAL KNOWLEDGES AS TO HIS ACTIONS
AND UPON INFORMATION AND BELIEF AS TO THE
ACTIONS OF OTHERS, AS FOLLOWS FOR HIS COMPLAINT
AGAINST DEFENDANTS:

PRELIMINARY STATEMENT

1). This is a civil action for damages for matters

PARTIES

- 5) AT ALL TIME RELEVANT, CARLOS ABREU WAS INCARCERATED AT WENDE.
- 6) ALL THE NAMES OF DEFENDANTS AND THEIR TITLES ARE TO THE BEST OF PLAINTIFF'S ABILITY, UPON INFORMATION AND BELIEF, AT ALL MATERIAL TIMES, DEFENDANTS WERE:
 - 7) DEFENDANT KEVIN J. BROWN ("BROWN") WAS A DEPUTY SUPERINTENDENT FOR SECURITY (DSS) AT WENDE C.F.
 - 8) DEFENDANT EDWARD MEYER ("MEYER") WAS A CAPTAIN (CAPT.) AT WENDE C.F.
 - 9) DEFENDANT JEFFREY KEENAN ("KEENAN") WAS A LIEUTENANT AT WENDE C.F.
 - 10) DEFENDANT MICHAEL LUCAS ("LUCAS") WAS A LIEUTENANT AT WENDE C.F.
 - 11) DEFENDANT JACK MEARA ("MEARA") WAS A SERGEANT AT WENDE C.F.
 - 12) DEFENDANT DANYELLE ("Hodges") WAS A SERGEANT AT WENDE C.F.
 - 13) DEFENDANT JOHN LEMPKE ("LEMPKE") WAS A SUPERINTENDENT AT WENDE C.F.
 - 14) DEFENDANT ELIZABETH BLAKE ("BLAKE") WAS AN INSTITUTION STWARD AT WENDE.
 - 15) DEFENDANT MICHELLE AMBROSOLI ("AMBROSOLI") WAS AN NURSE ADMINISTRATOR (I) AT WENDE.

- 16) DEFENDANT PAULA BOZER ("BOZER") WAS AN MEDICAL CLINICAL PHYSICIAN #(III) AT WENDE C.F.
- 17) DEFENDANT ROSALYN KILLINGER ("KILLINGER") WAS AN DEPUTY SUPERINTENDENT FOR HEALTH SERVICE OR THE FACILITY HEALTH SERVICE DIRECTOR (DSHS OR FHSD) AT WENDE.
- 18) DEFENDANT ALFREDO KUA ("KUA") WAS AN MEDICAL CLINICAL PHYSICIAN #(II) AT WENDE
- 19) DEFENDANT STANLEY BUKOWSKI ("BUKOWSKI") WAS MEDICAL CLINICAL PHYSICIAN #(II) AT WENDE
- 20) DEFENDANT NICOLE FINK ("FINK") WAS AN OCCUPATIONAL THERAPIST AT WENDE
- 21) DEFENDANT EILEEN FUCINA ("FUCINA") WAS AN NURSE ADMINISTRATOR #(1) AT WENDE.
- 22) DEFENDANT STEVE FURLANI ("FURLANI") WAS AN EDUCATION SUPERVISOR GENERAL AT WENDE C.F.
- 23) DEFENDANT SARAH GODFREY ("GODFREY") WAS A PHYSICAL THERAPIST AT WENDE
- 24) DEFENDANT TIMOTHY GORNY ("GORNY") WAS AN NUTRITIONAL SERVICE ADMINISTRATOR AT WENDE C.F.
- 25) DEFENDANT JOEL GRODEN ("GRODEN") WAS A SENIOR LIBRARIAN AT WENDE C.F.

- 26) DEFENDANT NICOLE HEARY ("HEARY")
was a Commissioner Hearing Officer
at Wende C.F.
- 27) DEFENDANT MICHAEL A. HILL ("HILL")
was an Assistant Deputy Superintendent
PREA Compli. at Wende C.F.
- 28) DEFENDANT SCOTT LEUTHE ("LEUTHE")
was a Nurse Practitioner at Wende
- 29) DEFENDANT JACQUELINE LEVITT ("LEVITT")
was a Medical Clinical Physician # (II)
at Wende C.F.
- 30) DEFENDANT LESLIE LISSON ("LISSON")
was a Social Worker # II at Wende.
- 31) DEFENDANT DANIELLE PARKER ("PARKER")
was a Physical Therapy Asst. at Wende
- 32) DEFENDANT JENNIFER RIVERA ("RIVERA")
was a Social Worker # 2 at Wende.
- 33) DEFENDANT JENNIFER HOGGERTY ("HOGGERTY")
was a Social Worker # 2 at Wende.
- 34) DEFENDANT ARNOLD ROBINSON ("ROBINSON")
was Mental Health Nurse Administrator
at Wende C.F.
- 35) DEFENDANT PAMELA BORDINARO ("BORDINARO")
was a Teacher / Tier III Assistant at Wende
- 36) DEFENDANT SUSAN SCHUMACHER ("SCHUMACHER")
was a Deputy Superintendent for Administration
- 37) DEFENDANT MARGARET STIRK ("STIRK")
was a Facility Unit Chief of Mental Health
at Wende C.F.

- 38) DEFENDANT DEBRA STUBELWZ (STUBELWZ) was a MEDICAL CLINICAL PHYSICIAN (3) AT WENDE
- 39) DEFENDANT DIANE TOPOREK (TOPOREK) was a NURSE ADMINISTRATOR (1) AT WENDE
- 40) DEFENDANT DENNIS WAHR (WAHR) was a PHYSICAL THERAPIST AT WENDE
- 41) DEFENDANT LARRY WIZYKOWSKY (WIZYKOWSKY) was a N OPTICIAN AT WENDE C.F.
- 42) DEFENDANT STEPHANIE ROMAN (ROMAN) was a CORRECTION OFFICER AT WENDE
- 43) DEFENDANT ROBERT SKUBIS (SKUBIS) was a COUNSELOR AT WENDE
- 44) DEFENDANT JEFFREY MAYER (MAYER) was a CORRECTION OFFICER AT WENDE
- 45) DEFENDANT LAURA SOWA (SOWA) was a LIEUTENANT AT WENDE C.F.
- 46) DEFENDANT DARRIN MCGUIRE (MCGUIRE) was a LIEUTENANT AT WENDE
- 47) DEFENDANT ALA HERDZIK (HERDZIK) was a CORRECTION "LIEUTENANT" AT WENDE
- 48) DEFENDANT TAYLOR ROBERTS (ROBERTS) was a SERGEANT AT WENDE C.F.
- 49) DEFENDANT LATASHA JOHNSON (JOHNSON) was a CORRECTION OFFICER AT WENDE
- 50) DEFENDANT TED JENTZ (JENTZ) was a CORRECTION OFFICER AT WENDE.

- 51) Defendant DEAN MORRIS ("MORRIS") was a SERGEANT AT WENDE C.F.
- 52) Defendant LEWIS URBAN ("URBAN") was a SUPERVISOR COUNSELOR AT WENDE
- 53) Defendant ANTHONY J. ANNUCCI ("ANNUCCI") was an Acting COMMISSIONER OF DOCS in ALBANY.
- 54) Defendant Joseph BELLNIER ("BELLNIER") was DEPUTY COMMISSIONER FOR CORRECTIONAL FACILITIES OPERATIONS, OF DOCS in ALBANY
- 55) Defendant ALBERT PRACK ("PRACK") was the DIRECTOR OF SPECIAL HOUSING / INMATE DISCIPLINARY PROGRAM OF DOCS in ALBANY.
- 56) Defendant ROBERT HAMILTON ("HAMILTON") was a CORRECTION OFFICER AT WENDE.
- 57) Defendant SHAWN HYLAND ("HYLAND") was a CORRECTION OFFICER AT WENDE
- 58) Defendant HOPE OBERTRAN ("OBERTRAN") was a NURSE PRACTITIONER AT WENDE
- 59) Defendant JOHN DOE 1 ("DOE ONE") was a CORRECTION OFFICER AT WENDE
- 60) Defendant JOHN DOE 2 ("DOE TWO") was a CORRECTION OFFICER AT WENDE.
- 61) Defendants CARL "KOENIGSMANN" AND STEPHEN "ASH" ARE THE CHIEF MEDICAL OFFICER AND THE REGIONAL MEDICAL ADMINISTRATOR
- 62) All the Defendants have acted, and continue to act, under COLOR OF STATE LAW at all times to this complaint.

- OCCURRING WHILE PLAINTIFF WAS INCARCERATED AT WENDE CORRECTIONAL FACILITY (WENDE) UNDER 42 U.S.C. § 1983 ALLEGING, INTER ALIA DELIBERATE INDIFFERENCE TO PLAINTIFF'S MEDICAL AND MENTAL HEALTH NEEDS IN VIOLATION OF THE EIGHTH AND FOURTEENTH AMENDMENTS, PHYSICAL AND PSYCHOLOGICAL ABUSE. VIOLATION OF PLAINTIFF'S FOURTEENTH AMENDMENT EQUAL PROTECTION RIGHTS ROOTED IN DISCRIMINATION BASED ON HIS MENTAL ILLNESS, RACE AND ETHNICITY. VIOLATION OF PLAINTIFF'S FIRST AMENDMENT RIGHT TO RELIGIOUS BELIEF, ACCESS TO THE LAW LIBRARY ACCESS TO THE COURT AND ACCESS TO READING MATERIALS. PLAINTIFF ALSO ALLEGES UNJUSTIFIED EXCESSIVE AND IMPROPER USE OF FORCE AGAINST HIM BY SEVERAL DEPENDENTS WHILE PLAINTIFF WAS CONFINED IN THE SPECIAL HOUSING UNIT (SHU) AND MENTAL HEALTH AND MEDICAL SERVICES DENIED TO HIM AFTER THE ASSAULTS.

JURISDICTION

- 2) THIS IS A CIVIL ACTION AUTHORIZED BY 42 U.S.C. § 1983 TO REDRESS THE DEPRIVATIONS AND ASSAULTS LISTED ABOVE UNDER COLOR OF STATE LAW, AND RIGHTS SECURED BY THE CONSTITUTION OF THE UNITED STATES. THE COURT HAS JURISDICTION OVER THE PLAINTIFF'S CLAIMS UNDER 28 U.S.C. §§ 1331 AND 1343 (2)(3).
- 3) THE COURT HAS SUPPLEMENTAL JURISDICTION OVER THE PLAINTIFF'S STATE LAW CLAIMS UNDER 28 U.S.C. § 1367.

VENUE

- 4) VENUE IS PROPER PURSUANT TO 28 U.S.C. § 1391 (b)

63 > All Defendants are sued in their individual Capacities.

FACTS

64 > ON OR ABOUT JULY /15/2014 ABREU WAS TRANSFERRED TO WENDE C.F. SHU, FROM AUBURN C.F. SHU (SHU TO SHU TRANSFER)

65 > ABREU ARRIVED TO WENDE SHU WITH A MEDICAL PRESCRIBED MEDICATIONS OF LIPITOR /ATORVASTATIN FOR HIGH CHOLESTEROL; CLARITIN FOR ALLERGY PROBLEMS. AND A PRESCRIBED PAIN KILLER MEDICATION CALLED NABUMETONE FOR HIS PAIN PROBLEMS.

66 > ABREU ALSO ARRIVED TO WENDE SHU WITH A PRESCRIBED ASTHMA INHALER, DUE TO HIS CHRONIC ASTHMA CONDITIONS, THAT HE SUFFER.

67 > ABREU WAS ALSO ADVISED THAT HE WAS PRESCRIBED IN AUBURN C.F. SHU MEDICINE FOR TUBERCULOSIS BECAUSE HIS T.B. TEST WAS POSITIVE ON 7/9/2014, AND HE NEED TAKE T.B. MEDICATIONS BETWEEN NINE (9) MONTH TO ONE YEAR.

68 > THE T.B. MEDICATIONS CONSIST OF INH 900mg AND B6 VITAMINS FOR 50, TO AVOID THAT THE T.B. GET ACTIVE

69 > ON 7/17/2014 OTHER T.B. TEST WAS CONDUCTED AND THE T.B. TEST WAS AGAIN POSITIVE. THE QUANTIFERON RESULTED CAME POSITIVE, SO ON 7/21/2014 ABREU WAS PROVIDED INH 900mg AND B6 150mg FOR TO BE TAKE FOR 9 MONTHS.

70 > ABREU SUFFER OF OTHER SERIOUS MEDICAL CONDITIONS ALSO, THE WHICH WENDE MEDICAL STAFF IS REFUSED INTENTIONALLY TO PROVIDE MEDICAL TREATMENT TO ABREU.

- 71) ABREU MEDICAL CONDITIONS ALSO CONSIST OF RECTAL PAIN + BLEEDING ON 4/9/2013 IN GREEN HAVEN C.F. PHYSICIANS AND SPECIALISTS ORDERED A SIGMOIDOSCOPY IN ABREU RECTAL/STOOL AND AFTER OF THE EXAMINATION THE SPECIALIST FOUND SOME PROBLEMS IN ABREU RECTAL AREA AND ORDERED A SURGICAL SURGERY.
- 72) ON OR ABOUT AUGUST 2013 TO SEPTEMBER 2013 ABREU WAS SUBJECTED TO A SURGERY IN HIS ANUS RECTAL AREA/STOOL, THE WHICH GET SOME COMPLICATIONS, SUCH AS MORE BLEEDING AND PAINS AND STRANGER ALLERGY OR REDNESS AND ITCHING ON ABREU DIFFERENT PARTS OF THE BODY SUCH AS STOMACH, GROIN AREAS, LEGS, BUTTOCK, AND ARMS, AND OTHERS PROBLEMS.
- 73) ON NOVEMBER 29, 2013 THE SAME SPECIALIST SURGEON WHO CONDUCTED ABREU SURGERY, IN THE MONTEFIORE MOUNT VERNON HOSPITAL, ON OR ABOUT 9/13/2013, AGAIN EXAMINE ABREU RECTAL AREA FOR LOOK WHY ABREU CONTINUE BLEEDING AND SUFFERING SEVERE PAINS AFTER THE SURGERY, INCLUDING COMPLICATIONS AND ALLERGIES.
- 74) ON NOVEMBER 29, 2013 AN IMMEDIATE OR EMERGENCY COLONOSCOPY WAS ORDERED BY THE SPECIALIST IN THE M. MOUNT VERNON HOSPITAL HOWEVER HAS PASSED CLOSED A/ONE/YEAR AND THE DOCS AND WENDE C.F. MEDICAL STAFF (THE DEFENDANTS) HAVE FAILED OR/AND REFUSED TO CONDUCT THE COLONOSCOPY, AND ABREU CONTINUE BLEEDING AND SUFFERING EXTREME PAINS TO THE PRESENT (OCT/2014)
- 75) ON JANUARY 17/2012, DECEMBER 03/2012 AND JANUARY 12/2013 ABREU SUFFER SEVERE AND SERIOUS INJURIES IN HIS BODY, ANKLES, HANDS, FACE, BACK AND HEAD SUCH AS ALSO ONE OF HIS EYE IN DUES PRISONS BY GUARDS AND SUPVS. BEATING UP TO ABREU.

- 76) The Beating UP, assaults physical AND sexual along with excessive use of force BY guards AND SUPERVISORS AGAINST ABREU HAPPENED BETWEEN FIVE POINTS C.K. TO UPRATE C.K.
- 77) While ABREU was in green Haven C.K. SHU. FROM FEB OR MARCH 2012 TO JANUARY/2014 ABREU REPORT AND COMPLAINING OF PERSISTENT LEFT ANKLE PAIN, lower back pain, AND Right HAND PAIN.
- 78) ON OR about 4/11/2013 TO 5/24/2013 THE PHYSICIAN/DR BENTIGVENE in green Haven REFERRED TO ABREU TO A SPECIALIST WHO EXAMINE ABREU LEFT ANKLE. in THE ORTHOPEDIST OPINIO. ABREU LEFT ANKLE WAS BREAK BETWEEN JANUARY 17/2012 TO JANUARY/24/2013, because NO MEDICAL TREATMENTS WAS OR WERE PROVIDED BY DOC'S MEDICAL STAFF ABREU ANKLE HEALING in THE WRONG way AND in THE WRONG POSITION.
- 79) THE ORTHOPEDIC SPECIALIST INFORM TO ABREU THAT THERE ARE TWO (2) OPTIONS, ONE IS TO CONDUCT A SURGERY in ABREU LEFT ANKLE FOR TO FIX THE PROBLEM, OR TWO THAT ABREU USE A SPECIAL BOOTS/ORTHOPEDIC BOOTS FOR THE REST OF his LIFE.
- 80) THE ORTHOPEDIST/SPECIALIST RECOMMEND TO ABREU TO TAKE THE OPTION TWO. because in his OPINIO a surgery will maybe bring MORE COMPLICATIONS AND PAINS OR COMPLET DISABILITY OF his LEFT FOOT if THE SURGERY GET WRONG. He ALSO RECOMMEND ABREU TO USE THE SPECIAL BOOTS and look if it HELP him TO WALK MORE BETTER OR in LEAST HELP him DON'T SUFFER TOO MUCH when He WALK, AND if THE BOOTS DON'T WORK SO, He will TO TRY the SURGERY BUT TO THE END THAT ABREU NEED WEAR the MEDICAL BOOTS ANY way

- 81) ON OR ABOUT 8/29/2013 ABREU WAS SCHEDULED TO SEE OTHER SPECIALIST / "PROS. CLINIC" WHO WILL TO MAKE THE SPECIAL MEDICAL BOOTS FOR ABREU. SHE ALSO EXAMINE ABREU LEFT ANKLE AND 'OAGREED WITH THE ORTHOPEDIC SPECIALIST THAT ABREU NEED AN ORTHOPEDIC MEDICAL BOOTS, AND THAT SHE WILL TO DELIVER IT BOOTS TO ABREU IN A WEEK BECAUSE HE WAS IN NEED OF IT IMMEDIATELY.
- 82) ON OR ABOUT 9/15/2013 THE PROS. CLINIC TO DELIVERED TO ABREU HIS SPECIAL MEDICAL BOOTS FOR TO BE USED IN THE SPECIAL HOUSING UNIT CELLS, FOR WHEN HE WALK OUTSIDE OF HIS CELL, FOR TO USE IT ALSO IN MEDICAL CALL-OUT, MEDICAL APPOINTMENTS OUTSIDE MEDICAL TRIPS, COURT TRIPS AND/OR TRANSFERS TRIPS.
- 83) THE SPECIAL BOOTS HAS INSIDE ALSO A LATERAL MALLEOUS DISPOSED WITH A "U" PAD. ALSO AN INSOLE WAS ADDED TO ABREU MEDICAL BOOTS FOR TO INCREASE HEIGHT OF FOOT - NO-CHARGE. THE WHICH THE INFORMATION WAS ALSO PLACED IN ABREU MEDICAL RECORDS ON 9/12/2013.
- 84) THE PHYSICIAN REPORT TO THE PROS. CLINIC SPECIALIST THAT THE "U" PAD MOVED OF IT POSITION WHEN ABREU WALK, THAT EVALUATE AND ADJUST AS NECESSARY, AND OTHER PROBLEMS WITH IT.
- 85) ON 9/19/2013 THE PROS. CLINIC SPECIALIST OBSERVE THE PROBLEMS WITH THE "U" PAD AND FIXED THE PROBLEM, RESOLVED THE PROBLEM ADDED MORE GIVES TO THE "U" PAD, SO SHE WROTE THAT NO LONGER MEDICALLY NECESSARY. "PROBLEM RESOLVED WHEN SEE BY PROSTHETIC CLINIC ON 9/19/2013." SEE ALSO RECORD ON 12/26/2013
- 86) WHEN THE PROS. CLINIC WROTE NO LONGER MEDICALLY NECESSARY PROBLEM RESOLVE. MEAN THAT SHE RESOLVE THE PROBLEM WITH THE "U" PAD, SO A NEW "U" PAD NO WAS NECESSARY.

87) ON January 09/2014 AND Jan/23/2014 the PROS. CLINIC WAS IN NEED AGAIN TO FIX ABREU MEDICAL BOOTS BECAUSE A GUARD AND A SGT. IN A TRANSFER TRIP REMOVED THE "U" PAD WITHOUT MEDICAL DOCTOR/ AND SPECIALIST AUTHORIZATIONS SO, A NEW "U" PAD WAS AGAIN PLACED IN ABREU MEDICAL BOOTS. AND PROBLEM RESOLVED; THE 'U' PAD WAS PLACED IN ABREU LEFT SIDE BOOT FOR THAT HIS LEFT ANKLE FIT INSIDE OF IT, SO, WHEN ABREU WALK HE WILL NOT FEEL SO MUCH PAINS. SO THE SPECIAL BOOTS AND "U" PAD DECREASED PAINS IN WALK.

88) ABREU CONDITIONS IN LEFT ANKLE WAS SO SERIOUS THAT STILL PHYSICAL THERAPY WAS ORDERED FOR HIS LEFT ANKLE; AT GREEN HAVEN.

89) ABREU RIGHT HAND WAS ALSO EXAMINED BY BOTH A PHYSICIAN AND A SPECIALIST, THE WHICH FOUND THAT ABREU SUFFER SERIOUS CONDITIONS IN HIS RIGHT HAND, INCLUDING PERSISTENT PAINS AND PROBLEM FOR WRITE WELL OR/AND HOLD A PEN.

90) ABREU WAS PRESCRIBED A HAND WRIST SPLINT TYPE BRACE FOR HIS RIGHT HAND ON OR ABOUT 7/25/2013, SO, HE WILL FEEL LESS PAINS AND CAN TO WRITE BETTER OR CAN TO HOLD A PEN IN A CORRECT POSITION; WITH HIS RIGHT HAND. AND AFTER OF FEW EXAMINATIONS BY A SPECIALIST ABREU WAS DIAGNOSE OF SUFFERING CARPAL TUNNEL SYND IN RIGHT HAND IN NEED OF AN IMMEDIATE SURGERY. THE LAST ORDER WAS MADE IN JANUARY 2014, BUT IT HAS PASSED 10 TO 11 MONTHS AND NO SURGERY FOR ABREU CARPAL TUNNEL HAVE YET CONDUCTED BY DOCS AND WONDER C.F MEDICAL STAFF (THE DEPENDANTS) SO, ABREU IS SUFFERING EXTREME PAINS IN HIS HAND.

91) ABREU WAS ALSO PRESCRIBED IN GREEN HAVEN C.F SHU BY THE PHYSICIAN BONTIGNEVE A BACK BRACE/ LUMBA-SUPPORT DUE TO ABREU BACK PROBLEMS AND PAINS

- 92) The Doctor Bentigneve also ordered that Abreu receive Physical Therapy for his back conditions, AND that if the back brace AND physical therapy don't work a MRI rather than a X-Ray will be ordered for Abreu OR in alternative an Electrodiagnostic test will be ordered.
- 93) Abreu Pain Chronic conditions are so serious that Abreu in Green Haven C.F. SHU was prescribed multiple pain medications, such as Voltaren 75 mg; Tylenol No. 3 650 mg; Nabumetone 1000 mg; Nabumetone 500 mg; Mobic 7.5 mg; NeLoxican 7.5 mg; Triaminalone; Nystatin; AND Neurontin 300mg All in less than 10 months.
- 94) Abreu Digestive system have been in troubles or problems due to the multiple impositions of inadequate restricted diets called (looks) that the docs have forced to Abreu to eat in excess from 2011 to 2013 provoked that Abreu was prescribed mg. citrates AND fiber powders, therefore the inadequate docs looks have injured Abreu Digestive system including severe stomach pains abdominal pains, continue bleedings AND pains - problems to use the toilet constipations AND other problems.
- 95) Abreu have been also prescribed in Green Haven C.F. SHU, Claritin 20 mg AND Triamcinolone Acetonide sprays for each nostril daily for allergy conditions, the which Abreu suffer AND that provoke respiratory problems AND sinus or sneezings, so, Abreu is in need of his med. & nasal sprays.
- 96) Abreu arrived to Warden C.F. SHU AND the medical staff (the defendant) have discontinued Abreu medications AND all medical devices, too.

97) ON OR ABOUT MARCH /07/2014 ABREU HOND Right Hand WAS BROKEN, ON MARCH /11/2014 AN EMERGENCY SURGERY WAS CONDUCTED IN ABREU HOND DUE TO A BOXER FRACTURE, THE WHICH THE SURGEON SPECIALIST WHO CONDUCT THE SURGERY CLASSIFIED IT FRACTURE SUCH AS VERY SERIOUS FOR THE WHICH ABREU WILL NEED STRONG PAIN MEDS. FOR THE REST OF HIS LIFE, DUE TO THE PAINS THAT HE WILL GO TO SUFFER ALL HIS LIFE.

98) THE ORTHOPEDIC SPECIALIST DR. BHATT ORDERED TO ABREU TO KEEP ON THE SOFT CAST AND ACES BANDAGES FOR APPROX BETWEEN 10 TO 12 MONTHS AND RECOMMEND TO ABREU TO TAKEN OUT THE SOFT CAST AND BANDAGES DAILY FOR 10 MINUTS AND MAKE EXERCISE, AND PUT IT BACK ON HIS RIGHT HOND.

99) ON APRIL 24, 2014 ABREU WAS SENTING TO A MEDICAL TRIP FROM AUBURN C.F TO THE WASH HOSPITAL TO A CONSULTATION WITH THE DR. BHATT. THE DR. BHATT WAS WHO CONDUCTED THE SURGERY IN ABREU HOND ON 3/11/2014 IN THE ROME MEMORIAL HOSPITAL

100) ON 4/24/2014 ABREU REPORT TO THE DR. BHATT THAT HE IS EXPERIENCED ALOT OF PAINS IN HIS RIGHT HOND, PROBLEMS FOR OPEN AND CLOSE RIGHT HOND AND SENSATIONS OF NOT FEELING HIS HOND WORK LIKE BEFORE.

101) DR. BHATT ORDERED THAT (1) ABREU RECEIVE PROPER PAIN MEDICATIONS FOR HIS HOND, (2), THAT ABREU RECEIVE IN FOUR (4) WEEKS A X-RAY IN HIS RIGHT HOND FOR LOOK IF THE HOND IS HEALING WELL OR IF HE IS IN NEED OF OTHER SURGERY (3) HE RECOMMEND PHYSICAL THERAPY FOR ABREU HOND, FOR SO, AVOID THAT ABREU SUFFER A PERMANENT DISABILITY IN HIS RIGHT HOND AND TRY TO RESTORE HIS RIGHT HOND FUNCTIONS TOO.

- 102) Additionally Abreu would like to report that when he was in Green Haven C.F. SHU the DR BENTIVEGNA provided Abreu E-Lotions, AND HYDROCERIN Creams for Abreu skin drying, AND that Abreu was scheduled for a consultation with a Dermatologist in January/2014 due the rash AND allergy and redness that he suffer after or his Anus Rectal surgery. AND the Dermatologist/Specialist ordered that Abreu receive Antibacterial Soaps, AND special creams AND that he be re-scheduled to other visit with him if the problems continue for try others treatments AND examinations.
- 103) in Auburn C.F. SHU Abreu was also received E-Lotions for his skin problems or issues.
- 104) ON OR ABOUT 4/27/2014 Abreu filed a Facility Claim reporting that his prescribed eyeglasses with TRAYS SV Lenses - tinted glasses are missing/lost by Guards in Auburn C.F. SHU. ON OR ABOUT MAY/07/2014 Abreu received a Facility Claim # 010-0119-14
- 105) ON OR ABOUT 6/20/2014 THE Facility Superintendent MR Graiton in Auburn C.F. APPROVED Abreu claim # 010-0119-14 ordering that Abreu receive the TRAYS SV Lenses through the Medical Health services.
- 106) ON 7/15/2014 Abreu was transferred to the Facility of Wende SHU AND Abreu don't have received yet his eyeglasses with TRAYS SV Lenses through the Medical Health services in Wende C.F.
- 107) Abreu has filed approx. BETWEEN 30 TO 40 Sick. Call Slip Request FROM JULY/16/2014 TO THE PRESENT OCTOBER 2014 in Wende C.F. SHU reporting his medical conditions problems AND needs.

- 108) ABREU FROM JULY/16/2014 TO OCT/2014 HAVE REPORTED THAT HE NEED HIS MEDICAL BOOTS, HIS HAND SPIRIT HIS CAST AND DABAGES FOR HIS RIGHT HAND. THAT HE NEED HIS BACK BRACE. THAT HE NEED HIS EYEGLASSES, THAT HE NEED HIS E-Lotions AND CREAMS. THAT HE NEED HIS MEDICAL PERMITS FOR THE DEVICES ETC. BUT ABREU HAVE BEEN IGNORED BY THE MEDICAL STAFF / PERSONNEL (THE DEFENDANTS) IN EACH AND ALL ABREU MEDICAL COMPLAINTS OF A FORM DELIBERATE AND INDIFFERENT TO ABREU MEDICAL NEEDS, PAINS, AND SUFFERINGS.
- 109) ABREU HAVE REPORTED TO THE DEFENDANT VOLMER AND OTHER MANY MEDICAL NURSES DURING 'SICK. CALL AND IN PTU ROUNDS THAT HE IS BLEEDING FROM HIS OWN RECTAL THAT HE HAVE PAIN IN HIS ANUS RECTAL THAT HE NEED A COLONOSCOPY, THAT HE IS IN NEED OF SEE A DOCTOR AND SPECIALIST. BUT ABREU HAVE BEEN IGNORED TO THIS REQUEST.
- 110) ABREU HAVE REPORTED CHRONIC AND SEVERE PAINS IN HIS RIGHT HAND PROBLEMS FOR OPEN AND CLOSE RIGHT HAND, PROBLEMS FOR CAN TO DO DAILY ACTIVITIES, AND PROBLEMS FOR CAN TO WRITE WELL. ABREU HAVE ASKED AND REQUIRED FOR A 'X-RAYS, FOR A MRI. FOR PROPER PAIN MEDICATIONS. ASKED AND REQUIRED TO SEE A SPECIALIST OR TO SEE THE ORTHOPEDIC SPECIALIST WHO CONDUCTED ABREU SURGERY ON MARCH/11/2014 IN HIS RIGHT HAND AND ABREU ASKED AND REQUIRED PHYSICAL THERAPY TO HAND
- 111) ABREU HAVE ALSO REPORTED SEVERE BACK PAINS HE HAVE ASKED FOR HIS BACK BRACE, PROPER PAIN MEDICATIONS AND PHYSICAL THERAPIST, AND THAT A SPECIALIST CONDUCT AN EXAMINATION AND A MRI OR IN LEAST A SIGMOIDOSCOPY TEST. HOWEVER ABREU DON'T HAVE YET RECEIVE NONE OF THIS REQUEST.

112) ABREU HAVE REPORTED STRONG HEADACHES STOMACH PAINS AND HEARING PROBLEMS AND PAINS IN HIS RIGHT AND LEFT EAR, BUT MAINLY IN LEFT EAR.

113) ABREU WAS SIT DOWN ON HIS BED READING IN THE SHY AND SEVERAL MINUTES OF TAKEN A MEDICATIONS FOR ANTIDIARRHEAL THAT HAS PROVIDED THE NURSE VOLMER ABREU HEAR A STRONG HEARING RINGING IN HIS LEFT EAR AND AFTER A 'POP' 'POP' 'POP' IN HIS LEFT EAR AND THE HEARING OF HIS LEFT EAR LEFT, SO ABREU CANNOT LISTEN OR HEARD WELL FROM HIS RIGHT EAR AND LEFT EAR BUT LEFT EAR WAS WORSE IN THE FOLLOWING DAYS ALOT OF YELLOW OR BROWN - LIQUIDS STARTING TO COMING OUT FROM ABREU LEFT EAR, AND PAIN INCREASED TOO.

113) ABREU FILE SICK CALL REQUEST IN SEPT/2014 REPORTING THE HEARING PROBLEMS, PAINS, WATERS COLOR YELLOW OR BROWN ~~Color~~, AND THE RINGINGS AND POP, POP, POP THAT HE HEARDED BEFORE ALL THE PROBLEMS WITH HIS LEFT EAR STARTED.

114) THE NURSE VOLMER WITHOUT TO EXAMINE TO ABREU ONLY PROVIDED AN EAR DROPS ONLY FOR 'EORWAX' REMOVAL AID, THE WHICH IS NOT FOR 'PAIN', 'HEARING PROBLEMS' OR 'POP' ISSUES.

115) HOWEVER ABREU USED THE EAR DROPS FOR EORWAX REMOVAL AID ONLY FOR FEW WEEKS AND THE PROBLEMS WERE WORSE IN MY LEFT EAR.

116) ABREU FILED SICK CALL SLIP AGAIN REPORTING ALL THIS AND ASKED AND REQUIRED THAT HE WISH AND NEED TO SEE AN SPECIALIST FOR EOR (AN ENT SPECIALIST). HOWEVER NURSE VOLMER AFTER MANY COMPLAINTS AND SICK-CALL SLIPS REPORTING ALL THIS HE AGREED WITH ALLOW ABREU SEE A FACILITY PHYSICIAN.

- 117 > Abreu also Report to nurse Vollmer that He Have Read The INSTRUCTIONS OF THE MEDICATIONS FOR ONTIDIARRHEALS THAT HE PROVIDED TO HIM AND THAT IT SAY THAT THE MEDICATION WILL PROVOKE HEARING PROBLEMS, AND RINGINGS AND STILL LOSS HEARINGS IN SOME PEOPLE, THAT IF THIS OCCURRED THAT IMMEDIATELY GET MEDICAL ASSISTANCES.
- 118 > THE NURSE VOLLMER ALLEGED ABEU THAT HE HAVE A FURTHER KNOWLEDGES THAT THAT MEDICATION WILL CAUSE THAT CLASSES OF PROBLEMS, BUT THAT IT IS WHAT DOES PROVIDE TO HIM FOR GAVE TO THE SITU PRISONERS.
- 119 > IN SEPTEMBER / 2014 ABEU SAW TO THE PHYSICIAN JACQUELINE LEVITT, AND ABEU TO EXPLAIN TO SHE ALL THE PROBLEM, HOW THIS TO START ECT. THE PHYSICIAN LEVITT TOLD ABEU "I DON'T CARE WHAT HAPPENED TO YOUR LEFT EAR I DON'T WILL GO LET TO YOU TO SEE A ENT SPECIALIST FOR A TEXT OR EXAMINATION DO YOU UNDERSTAND ME EH" I WILL GO ONLY TO PROVIDE YOU AN EAR DROP FOR EARWAX REMOVAL AND THAT IT, MAYBE YOU DON'T TAKE SHOWERS AND YOU DON'T CLEAR YOUR EARS. AND SHE LEFT., HOWEVER AFTER THAT ABEU COMPLAINING ABOUT THE UNPROFESSIONAL MISCONDUCTS OF THE DOCTOR LEVITT, SHE AGREED TO EXAM ABEU LEFT EAR AGAINST HER WISH AND DESIRES, FEW DAYS AFTER.
- 120 > WHEN THE DOCTOR LEVITT TOOK ABEU LEFT EAR WAS OF A FORM BRUTAL WITH EXAGGERED FORCE WITH BAD ATTITUDES CAUSE PAINS IN ABEU EAR TRYING TO HUMILIATE ABEU IN FRONT OF 3 MALE GUARDS PRESENT IN THE SITU ROOM, AND ABEU COMPLAIN ABOUT ALL THIS AND SHE GET MAD AND UPSET SPOKED ABEU OF A FORM IMPROPER OR INAPPROPRIATE, SHE YELLED IN ABEU SAYING "I TOLD YOU YOU DON'T TAKE SHOWERS YOU HAVE A BIG, BIG BALL OF EARWAX IN YOUR LEFT EAR."

121) > Abreu replied to the DR Levitt, this is impossible because I clean mine ears every days plus I use the ear drops earwax removal aid daily twice to the day that gave me the nurse volmer, and I always take showers such as showing by the SHU log books records of the SHU.

122) > She told Abreu shut up, you fucking mouth, you do ~~what~~ ever to tell you to do OK., you are a simply prisoner, and you need to follow my orders and keep quiet when I talk OK. Listen I will go to go to you only other ear drops earwax removal aid that it. I know that you have already one in your cell gave to you for nurse volmer but I will go to give other bottle, this is the only treatment that I will go to give to you.

123) > Abreu complaining about pain in his left ear she say earwax don't give pain to no one and when Abreu try to explain about other medical conditions she told to him that she only came to the SHU to talk about his ear problems that it, that I continue file sick-call slips and she smiled and laughed with the (C.O.S /guards) Hamilton and Mayer present in the room too, and she left, acted of a form discriminatory retaliatory and open deliberate indifference to Abreu serious medical conditions,

124) > Abreu continue to the present suffering of earing and pain problems in left ear without receive any proper medical care and attentions to his medical needs.

125) > From the 30 to 40 times that Abreu have filed sick-call slips explained his medical problems only 3 time Abreu have saw the DR Levitt in SHU

- 126) The First Time Defendant Levitt Came Front Abreu Cell in the SHU to advise Him That He is a T.B. Positive, That The Central Office Does Division of Health Services DR. KOENIGSMANN The Which is the Chief Medical Officer, of Albany State Wide Have Approved The Medications For Tuberculosis The Which Abreu Need to take Between 9 Months to One Year Completely OR That He Will Get Very Sick And Get Active T.B. And Still Die, if the Medication is Provided of a Form Improper to me, And She Asked Abreu if He Wont to Take the T.B. Meds, Abreu Say Yes.
- 127) The Defendant Levitt Refuse to Address or Listen or Hear any other Medical Complaints or Pains, or Bleeding or Devices ect. That Abreu was Trying to Report to She, And She Only of a Form Deliberate and Indifferent Told Abreu Continue Filed Sick Call Slip, And She Left Front Abreu Cell.
- 128) The DR Levitt also Violated Abreu Medical Privacy And Confidentialism When She Disclosed Abreu T.B. Conditions And Medications, in Front of the SHU C.O's / Guard Mayer, And to the SHU Inmates Located Near of Abreu Cell location Who were Listen the Conversations.
- 129) The DR Levitt was Supposed to Call to Abreu to a Privacy Room in the SHU, or to Call to Him in a Medical Callout to the Facility Infirmary And Advise to Him his Diagnostic And Plan for Him about the Medications And Treatments for his Tuberculosis Conditions.
- 130) The Sick Call Services in Warden C of SHU is Provided to the SHU Inmates in 5:00 AM to 6:30 AM Front Inmates Cell Side Doors, There are not any Physical Contact between Medical Nurses or the SHU Inmates.

131 > THE SITU CELL HAS A STEEL MESH ON THE CELL DOOR BARS, AND A PLEXIGLASS SHIELD ON THE LEFT SIDE OF THE BARS, BUT NOT STEEL MESH BUT THE CELL DOOR BAR DON'T HAVE PLEXIGLASS. SO, THAT IS THE ONLY WAY / PLACE THAT AIR CAME INSIDE THE CELL, AND WHERE WE CAN TALK, ONLY.

132 > SO, THERE ARE NOT ONLY CLASS OF PHYSICAL EXAMINATIONS OR TOUCH BETWEEN MEDICAL STAFF / AND / OR INMATES. SO, ABREU CAN PUT SICK CALL 100 TIME EXPLAINED ONLY KIND OF MEDICAL PROBLEM OR CONDITIONS AND THE ONLY THINGS THAT WILL GO TO HAPPEN IS A NURSE CAME FRONT HIS CELL WITH HIS SICK CALL SLIP AND MEDICAL RECORDS ON HIS OR HER HANDS TO ASK ABREU WHAT IS GOING ON, WHEN ABREU EXPLAIN HIS MEDICAL PROBLEMS BLEEDING, PAINS AND / OR INJURIES ETC, THE NURSES WILL GO TO PUT IT ON ABREU MEDICAL RECORDS OR THEY WILL GO ONLY WRITE IN THE MEDICAL RECORDS WHAT THEY WANT TO WRITE AND THAT IT, THEY WILL WALK AWAY, AND THIS IS THE MEDICAL TREATMENT PROVIDED TO ABREU, AND AFTER THEY ALLEGED THAT THEY HAVE ADDRESSED ALL AND EACH OF MY MEDICAL COMPLAINTS.

133 > HOWEVER NO BECAUSE A NURSE STANDING FRONT ABREU CELL DOOR COMING 30 TIME FRONT HIS CELL DOOR (OUTSIDE OF ABREU CELL DOOR) AND WRITE SOME THINGS IN ABREU MEDICAL RECORDS THAT NO MEAN THAT ABREU MEDICAL CONDITIONS HAVE BEEN ADDRESSED OR PROPER MEDICAL TREATMENTS HAVE BEEN PROVIDED TO HIM IN THE SITU BY THE MEDICAL STAFF OR PERSONNEL.

134 > IN THE GENERAL POPULATION IS VERY DIFFERENT INMATES IN THE G.P. SIGN UP FOR SICK-CALL, THEY ARE CALLING TO THE FACILITY INFIRMARY WHERE THEY HAVE DIRECT CONTACT WITH THE NURSES AND DOCTORS, AND CAN TO EXAMINE TO THEM IMMEDIATELY AND THE SICK CALL IS CONDUCT IN A PRIVACY ROOM, WITHOUT GUARDS PRESENT.

135) Additionally PRISONER in the G.P. ARE PROVIDED IMMEDIATELY, ANY DEVICES AND MEDICATIONS AVAILABLE IN THAT MOMENT AND/OR PRESCRIBE THE MEDICATIONS THE WHICH REGULARLY ARE PROVIDED TO THEM NEXT DAY. WHILE THE SHU PRISONERS NEED TO WAIT LONGER WEEKS OR MONTHS FOR CON TO SEE A DOCTOR AND WAITS OTHERS MORE WEEKS FOR CON RECEIVE ONLY PRESCRIBED MEDICATIONS IF ANY AND PLUS OTHERS SEVERAL WEEKS OR MONTHS FOR CON TO SEE AN SPECIALIST, THE WHICH SHOW CLEARLY THAT ALL THIS IS MADE IN BAD FAITH AND INTENTIONALLY AGAINST THE SHU INMATES THE WHICH IS THE UNWRITTEN POLICY OF DOCS AND WENDE C.F. IN TREATED TO THE SHU PRISONERS. ACTED OF A FORM DELIBERATE AND INDIFFERENT TO SERIOUS MEDICAL NEEDS OF THE SHU PRISONERS.

136) THE PURPOSE (THE EVIL PURPOSE) OF ALL THIS IS TO MAKE SURE THAT THE SHU PRISONERS TO SUFFER ALL THE POSSIBLE IN THE SHU INCLUDING PAINS TORTURE PHYSICAL AND PSYCHOLOGICAL AND INJURIES.

137) THE SECOND TIME THAT ABREU SAW TO THE DR. LEVITT WAS IN AUGUST 2014 (THE FIRST TIME WAS IN JULY 2014). IN THE SECOND TIME DR. LEVITT CAME AGAIN FRONT ABREU CELL. ABREU TRY TO ADDRESS ALL AND EACH OF HIS MEDICAL CONDITIONS, TO THE DR. LEVITT ABREU HIS PAIN IN HIS RIGHT HAND, PROBLEMS MOVING HIS RIGHT HAND, BLEEDING AND PAINS FROM RECTAL AREA, THE NEED OF HIS MEDICAL BOOTS PROBLEMS IN HIS LOWER BACK, THE NEED OF A BACK BRACE PAIN MEDICATIONS, THE NEED OF A COLONOSCOPY A X-RAY AND MRI IN RIGHT HAND AND LOWER BACK TO SEE SPECIALISTS, AND RECEIVE PHYSICAL THERAPIST.

138) WHILE ABREU WAS TALKING WITH SHE, SHE STARTING TO YELL TO ABREU "STOP STOP STOP", DOING YOU THINKING THAT I WILL GO TO SIT DOWN TO REVIEW YOUR MEDICAL RECORDS FOR ONE HOUR, AND AFTER TOO. SPEND OTHER HOUR IN RE-PRESCRIBED ALL THIS? THE ANSWER IS NO.

139) The DR. LEVITT MOVING FRONT/FROM AUBURN CELL AND WALK AWAY WITHOUT TO PROVIDE ABBEU ANY EXAMINATIONS WITHOUT LOOK OR CHECK ABBEU MEDICAL RECORDS AND REFUSED TO ADDRESS ANY OF ABBEU MEDICAL CARE, NEEDS, CONDITIONS OR COMPLAINTS.

140) RATHER THE DR. LEVITT WROTE THAT ABBEU ADVISED TO SHE THAT HIS MEDICAL BOOTS, BACK BRACE, HAND SPIRIT, ~~HAND~~ CAST, LOTIONS, AND MEDICAL CREAMS WERE IN AUBURN C.F. SHU BOGS WAITING TO BE TRANSFERRED TO WENDE C.F. SHU, AND THAT SHE ADVISED HIM THAT WHEN THE MEDICAL DEVICES ARRIVE TO WENDE C.F. SHE WILL SIGN THE PROPER MEDICAL PERMIT AND HE RECEIVE ALL IT PRESCRIBED MEDICAL DEVICES AND ITEMS BY DOCTORS AND MEDICAL SPECIALISTS BETWEEN GREEN HAVEN C.F. SHU TO AUBURN C.F. SHU, UNDER DOCS.

141) HOWEVER ABBEU PROPERTY BOGS ARRIVED TO WENDE C.F. SHU BUT ALL THE MEDICAL DEVICES AND MEDICAL ITEMS, INCLUDING ABBEU MEDICAL BOOTS, WRIST SPIRIT, HAND CAST, AND BACK BRACE WERE ALL MISSING / LOST, THE DR. LEVITT, WAS ADVISED OF ALL THIS, AND NOW SHE IS REFUSED TO RE-PRESCRIBE OR RE-ORDER THE MEDICAL BOOTS, WRIST SPIRIT, ~~HAND~~ CAST AND BACK BRACE ALLEGED THAT IT MEDICAL ITEMS/DEVICES ARE NOT MEDICALLY NECESSARIES FOR ABBEU.

142) DR. LEVITT MISCONDUCTS ARE A CLEAR EVIDENCE OF DELIBERATE INDIFFERENCE TO ABBEU MEDICAL SERIOUS CONDITIONS BECAUSE ABBEU WITHOUT HIS MEDICAL ~~BOOTS~~ HE CANNOT WALK WELL, HE CANNOT WALK LONGER DISTANCES, HE CANNOT WALK TO THE FACILITY INFIRMARY FOR CALL-OUT BECAUSE THE SHU AND THE INFIRMARY IS APPROX. ONE MILE OF DISTANCE BETWEEN BOTH BUILDINGS. ABBEU IS IN PAIN INSIDE OF CELL AND OUTSIDE OF THE CELL WHEN HE DON'T WEAR IT SPECIAL BOOTS HE IS ALSO IN PAINS IN HIS RIGHT HAND, WRIST, AND BACK, AND HE WILL SUFFER PERMANENT DISABILITY IN HIS HAND & WRIST.

143) NO MEDICAL SPECIALIST, NO ORTHOPEDIC - SPECIALIST, NO PHYSICAL THERAPIST - AND NO PROS CLINIC SPECIALIST HAVE TOLD TO THE DR. LEVITT, THAT ABRU DON'T NEED SUCH MEDICAL DEVICES. A CONTRARY OF DR LEVITT ALLEGATIONS, THE PHYSICIANS, SPECIALIST AND PROS. CLINIC HAVE STATED THAT ABRU NEED TO USE IT ITEMS / DEVICES FOR THE REST OF HIS LIFE, AND THAT IF HE NOT USE IT DEVICES IN THE FORM PRESCRIBED HE WILL SUFFER PERMANENT INJURIES / DISABILITIES AND SUFFER THE DOUBLE OF PAINS OF THE WHICH HE IS SUFFERING IN THIS MOMENT.

144) THE PROBLEM OF THE DOCS AND THIS MEDICAL DEFENDANTS IS THAT THEY SPEND "\$1000" OF DOLLARS SENDING TO PRISONERS TO SEE SPECIALISTS THEN WHEN THE SPECIALIST TO ORDER, REQUEST, OR TO RECOMMEND A TYPE OF MEDICATIONS OR A TYPE OF MEDICAL DEVICES NOW THIS PRISON DOCTORS AND DOCS DON'T WANT TO PRESCRIBE OR PROVIDE THAT MEDICATIONS AND MEDICAL DEVICES, AND EVEN IF THEY APPROVE IT, WHEN THE INMATE, IS TRANSFERRED TO OTHER FACILITY, THE PHYSICIANS OR NURSES DON'T WANT TO PROVIDE BACK THAT MEDICAL DEVICES OR MEDICATIONS THAT OTHER PHYSICIAN OR/AND SPECIALISTS PRESCRIBED ALREADY. THEN THEY STEAL IT MEDICAL ITEMS AND DON'T ALLOW TO THE PRISONER TO SEND IT TO HOME OR FAMILY NEITHER.

145) SO, ABRU QUESTION IS IF THEY DON'T WILL GO TO APPROVE OR PROVIDE OR TO ORDER A SPECIFIC MEDICATIONS OR/AND DEVICES PRESCRIBED BY AN OUTSIDE SPECIALIST/DOCTOR, SO, WHY THE INMATES ARE SENDING TO SEE THAT SPECIALISTS/DOCTOR TO THE STREET? IF TO THE END THE DEVICES AND MEDS WILL GO BE TAKE BY THIS PRISON DOCTORS, THAT WORK FOR DOCS IN PRISONS?

146) HOWEVER IN ABRU SPECIFIC CASE THE MISCONDUCTS OF THE DOCTOR LEVITT AND THE DEFENDANTS ARE IN BAD FAITH AND INTENTIONALLY AGAINST ABRU, IN REPRISALS.

147) THE THIRD TIME THAT ABREU SAW DOCTOR LEVITT WAS IN OR ABOUT BETWEEN AUGUST AND SEPT 2014 AND THIS WAS FOR SUPPOSED TO EXAM. ONLY ABREU EOR CONDITIONS, EXPLAINED AIRBOABY ABOVE. AFTER THAT THE DR LEVITT HAVE REFUSED TO SEE ABREU AGAIN, THE WHICH SHOW CLEARLY DISCRIMINATIONS AND RETALIATIONS AND DELIBERATE INDIFFERENCE TO ABREU SERIOUS MEDICAL NEEDS.

148) ABREU DON'T HAVE BEEN PROVIDED YET ONLY REASONS WHY WENDE (C.K MEDICAL STAFF / THE DEFENDANTS) IS REFUSED TO FOLLOW THE SPECIALIST ORDERS AND PRESCRIPTIONS IN SCHEDULE ABREU FOR A COLONOSCOPY, A X RAY OR MRI, ABREU EYE INJURED WITH THE SV TRAYS LENTS APPROVED ALREADY BY AUBURN C.K SUPERINTENDENT BEFORE ABREU BE TRANSFERRED TO WENDE, NO REASONS FOR TO DENIAL ABREU PHYSICAL THERAPY FOR HAND / WRIST AND LOWER BACK, NO REASONS FOR TO DENIAL ABREU HIS PROPER PAIN MEDICATIONS NO REASON FOR TO DENIAL ABREU TO SEE THE ORTHOPEDISTS SPECIALISTS, AND NO REASONS FOR TO ALLOW ABREU TO SEE AN ENT SPECIALIST AND DERMATOLOGIST, AS ALSO NO REASONS FOR TO DENIAL ABREU HIS E-LATIONS, CREAMS AND ANTI-BACTERIAL SOOPS PRESCRIBE BY DOCTORS AND SPECIALISTS

149) ALL AND EACH OF THIS MEDICAL DEVICES AND MEDICAL ITEMS, AND REQUIRED APPOINTMENTS WERE PRESCRIBED BY PHYSICIANS AND SPECIALISTS WITH EXPERIENCES THAT AFTER OF EXAMINE ABREU FOUND THAT ABREU SUFFER OF THIS SERIOUS MEDICAL CONDITIONS. ABREU CASE, IS NOT LIKE OF THOSE INNATES THAT GO TO (TEN) TIME WHERE A MEDICAL SPECIALIST, AND NOTHING WRONG WAS FIND OF FOUND, IN ABREU PARTICULAR THE SPECIALIST WITH EXPERIENCES HAVE FOUND ABREU SUFFERING OF DIFFERENT SERIOUS MEDICAL CONDITIONS; KARPAL TUNNEL, BROKEN HAND, ANUS RECTAL PROBLEMS SURGERY NEEDED, A BROKEN ANKLE HEALING IN WRONG WAY, EYE CONDITIONS, ASTHMA, RASH, ALLERGY, BLEEDING ECT

150) So, this is not of a case about Abreu want this that those these etc, no this is a case where specialist with years of medical ~~experiences~~ and where they want to be fair and do their job duty in our professional manner without discriminations say Abreu need this, that those, these etc so, this is the unique that Abreu has complaining to Wende C.F medical staff (dependents) that he need back all and each of his prescribed and ordered medical devices/items, including to re-schedule to Abreu to the medical appointments that Abreu was scheduled for to see the specialists and colonoscopy etc the which Wende is refused to do even they having further knowledge that Abreu need all this exams and appointments, so the dependents are interferenced with medical orders and prescriptions already ordered by the medical specialists and docu doctors, inside and outside the prisons.

151) Abreu has filed multiply grievances and letter of complaints against the dependents Bozer, Killinger, Levitt, Leuthe, KUA, Bukowski, Ambrosoli, Fucina, Stubersz, Toporek, Obertran and Voilmen the which are the medical staff/personnel of Wende C.F and responsible of the medical care of prisoners, inmates and offenders in Wende C.F

152) This dependents in respond to Abreu grievances and complaints they in reprisals/retaliation has

- (1) Discontinue all Lipitor medication for High cholesterol
- (2) Discontinue all Claritin medication for Allergy problems.
- 3) Discontinue all Pain medications and treatments.
- 4) Discontinue all T.B. medications for tuberculosis.
- 5) Refused see, examine, talk with Abreu in all time
- 6) Refused to respond to Abreu letters and
- 7) Denied Abreu Asthma inhaler for his Asthma problems.

153) Abreu is facing an SERIOUS IMMINENT DANGER OF SERIOUS PHYSICAL INJURIES AND IRRE-
-PARABLE HARM IN WARD C.F. SITU.

154) Abreu WITHOUT his Lipitor medication He WILL SUFFER A HEART ATTACK OR STROKE IF He Cholesterol get TOO HIGH AND his VEINS ARE COVERED AND CLOD WITH CHOLESTEROL BLOCKED THE BLOOD THAT PASS INTO TO THE HEART AND OR BROWN THROUGH THE VEINS.

155) Abreu Receive Lipitor FOR High Cholesterol FROM 1998 TO 2014 AFTER WAS DISCOVERED IN NEW YORK CITY JAILS IN 1998 THAT HE SUFFER OF High Cholesterol, ON 1999 HE WAS TRANSFERRED TO THE STATE PRISON AND THE TREATMENT CONTINUED.

156) Abreu Lipitor WAS DISCONTINUED IN THE PAST IN 2012 IN UPSTATE C.F. SITU, IN August/2012 IN FEB/2013 A CHOLESTEROL TEST WAS CONDUCTED AND his Cholesterol WAS TOO HIGH THAT THE DOCTORS BETWEEN AUBURN C.F. AND GREEN HAVEN C.F. GET VERY ALARMED THAT THIS WAS NECESSARY TO PRESCRIBE AUREU THE DOUBLE OF DOSE OF Lipitor FROM 10 mg TO 20 mg, SO, THE DOSE WAS INCREASED.

157) EVERY TIME Abreu Lipitor MEDS. IS DISCONTINUED his High Cholesterol get TWO (2) TIME MORE WORSE AND WHEN AUREU RECEIVE his Lipitor his Cholesterol IS CONTROLLED TO NEARING NORMAL SO, DISCONTINUED AUREU Lipitor IN THIS TIME TO INCREASE THE RISK OF MORE WORSE High Cholesterol AND POTENTIAL HEART ATTACK OR STROKE.

158) Abreu FAMILY CLOSE MEMBERS SUCH AS his FATHER AND GRAND MOTHER SUFFER OF High - CHOLESTEROL, AND SHE SUFFERED 3 MINI-STROKES AND TWO (2) MINI-HEART ATTACK, WHEN SHE STOPPED TAKE her Lipitor MEDICATIONS FOR High Cholesterol AUREU FATHER IS ALSO UNDER Lipitor MEDICATION.